

EXHIBIT F

Confidential
VIKTOR KHRAPUNOV - 01/31/2018

*** CONFIDENTIAL ***
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CITY OF ALMATY, KAZAKHSTAN,
and BTA BANK JSC,

Plaintiffs,

v.

MUKHTAR ABLYAZOV, ILYAS,
KHRAPUNOV, VIKTOR KHRAPUNOV
and TRIADOU SPV SA,

Defendants.

Case No. 1:15-cv-05345

Videotaped deposition of:

VIKTOR KHRAPUNOV
(Vol. II)

taken at the offices of:

LaLive
35 Rue de la Mairie
1211 Geneva
Switzerland

on Wednesday, January 31st, 2018
commencing at 9.06 am

1	MR SCHWARTZ: What do you understand Ilyas'	10:38:48
2	business to be?	10:38:50
3	MR HASSID: Objection to form.	10:39:09
4	A. What do you mean by the word "how" or	10:39:10
5	"what"?	10:39:12
6	MR SCHWARTZ: What does Ilyas do for	10:39:14
7	a living?	10:39:15
8	MR HASSID: Same objection. Counsel, do you	10:39:23
9	mean presently or in the past?	10:39:24
10	MR SCHWARTZ: Presently.	10:39:27
11	MR HASSID: I was just wanted to clarify the	10:39:28
12	timing.	10:39:30
13	INTERPRETER: I'm sorry. I didn't hear what	10:39:30
14	you said.	10:39:31
15	MR HASSID: I asked counsel whether he meant	10:39:32
16	presently or in the past. He clarified that he meant	10:39:34
17	presently.	10:39:37
18	A. I would ask you to ask this question to	10:40:01
19	Ilyas tomorrow. I have never tried to get involved in	10:40:03
20	Ilyas' business. I have not exercised any influence	10:40:18
21	on it. The only thing I told him, that any business	10:40:22
22	must be exercised in compliance with the laws of	10:40:40
23	Switzerland, period.	10:40:44
24	Q. What do you understand to be Ilyas'	10:40:45
25	business?	10:40:49

1 A. Please again ask this question to him 10:41:12
2 directly tomorrow. I don't want to be involved in 10:41:14
3 trying to transform or transmit something that I am 10:41:21
4 unaware of. 10:41:29

5 Q. You are unaware of what Ilyas does for 10:41:35
6 a living? 10:41:39

7 A. Mr Schwartz, I would like to repeat 10:42:00
8 again I have never got interested or interfered in the 10:42:02
9 business exercised by my son Ilyas. He has been 10:42:09
10 living in Switzerland since the age of 14. He got a 10:42:25
11 Swiss education. He has been living and working in 10:42:40
12 Switzerland for twenty years. That is why I have 10:42:43
13 never got involved in his activities. He is an 10:42:54
14 independent autonomous person. 10:42:59

15 Q. Is -- 10:43:03

16 A. He is diligently exercising his business 10:43:04
17 and I am quite happy about it. 10:43:15

18 Q. Is Ilyas a real estate entrepreneur? 10:43:18

19 A. Maybe, yes. 10:43:33

20 Q. Maybe? 10:43:34

21 A. Maybe. 10:43:36

22 Q. You don't know? 10:43:37

23 A. I can imagine. 10:43:43

24 Q. You don't know whether your son Ilyas is 10:43:47
25 a successful real estate entrepreneur? 10:43:49

1 Q. Have you ever worked with Mr Petelin? 10:56:07

2 A. No, I have not. 10:56:12

3 Q. Have you ever invested money with 10:56:14

4 Mr Petelin? 10:56:16

5 A. No. 10:56:28

6 Q. Have you ever worked with him on an 10:56:29

7 investment? 10:56:30

8 A. Never. 10:56:39

9 Q. Did he ever assist you in making an 10:56:40

10 investment or potentially making an investment? 10:56:43

11 A. Mr Schwartz, I have not been involved in 10:56:58

12 business activities, and we have relationships between 10:57:00

13 us as parents of two successful kids. To prevent any 10:57:14

14 further questions from being asked, my relations with 10:57:25

15 Mr Petelin are the relationship between parents. We 10:57:38

16 call each other. We congratulate each other on the 10:57:46

17 occasion of birthday, other holidays, when we get our 10:57:49

18 grandchildren born. We discuss political issues. 10:57:55

19 That's all. 10:58:06

20 Q. Would you describe your relationship 10:58:07

21 with Mr Petelin as purely social and familial then? 10:58:10

22 A. Correct. I would call them as 10:58:28

23 parent-like, not family-like, relations. 10:58:30

24 Q. To your knowledge has your wife ever 10:58:34

25 done business or discussed doing business with 10:58:38

1	(Off the record)	15:47:51
2	VIDEOGRAPHER: Back on the record at 3.54.	15:54:32
3	Cross-examination by MR HASSID	15:54:36
4	MR HASSID: Good afternoon, Mr Khrapunov.	15:54:37
5	My name is Alex Hassid and I represent defendant	15:54:42
6	Triadou in this case.	15:54:46
7	INTERPRETER: Alex?	15:54:49
8	MR HASSID: Hassid. Now earlier you --	15:54:51
9	Mr Schwartz asked you a lot of questions yesterday and	15:54:56
10	today. I'm going to try not to repeat them, but I may	15:54:59
11	accidentally and it will be related to more questions	15:55:03
12	I'm going to ask. So I apologise in advance. If you	15:55:05
13	don't understand any of my questions, please let me	15:55:22
14	know and I'll try to rephrase them.	15:55:25
15	A. Good.	15:55:37
16	Q. So, as I said, I represent Triadou.	15:55:39
17	When Mr Schwartz was asking you questions before,	15:55:42
18	I believe you testified that you'd never heard of it.	15:55:44
19	Is that correct?	15:55:46
20	A. Correct.	15:56:00
21	Q. So you don't know who owned it?	15:56:01
22	A. No, I do not.	15:56:04
23	Q. And you're not familiar with any	15:56:06
24	investments it made?	15:56:08
25	MR SCHWARTZ: Objection.	15:56:14

1	A. No, I'm not aware.	15:56:20
2	MR HASSID: And were you involved in any	15:56:21
3	investments Triadou made?	15:56:23
4	MR SCHWARTZ: Objection.	15:56:27
5	MR HASSID: What's the basis for your	15:56:27
6	objection, counsellor?	15:56:30
7	MR SCHWARTZ: He may -- that he may know	15:56:32
8	that he was involved in the investment but not that	15:56:33
9	Triadou was involved.	15:56:37
10	INTERPRETER: I didn't get what Mr Schwartz	15:56:39
11	said. It was too low. I'm sorry.	15:56:41
12	MR SCHWARTZ: I was explaining to Mr Hassid	15:56:44
13	why I was objecting.	15:56:46
14	MR HASSID: Have you ever heard of the	15:56:56
15	Flatotel?	15:56:57
16	INTERPRETER: Sorry?	15:56:59
17	MR HASSID: Flatotel, F-L-A-T-O-T-E-L.	15:56:59
18	A. Never heard of.	15:57:05
19	Q. Have you ever heard of Cabrini Medical	15:57:07
20	Center?	15:57:07
21	A. No.	15:57:10
22	Q. Have you ever heard of Tri-County Mall?	15:57:10
23	A. No.	15:57:18
24	Q. Have you ever heard of Syracuse Center?	15:57:18
25	A. Nyet.	15:57:26

1 of red cards crossing borders, European borders? 17:10:03

2 A. As of today, yes, because my name is 17:10:22

3 a red drafted name in the list of Interpol. 17:10:33

4 Q. And it's your understanding that if 17:10:37

5 you're stopped because of a red card, the country that 17:10:39

6 stops you holds you until Kazakhstan has the right and 17:10:43

7 has the opportunity to, if they wish, to bring an 17:10:45

8 extradition proceeding? 17:10:47

9 MR SCHWARTZ: Objection. 17:10:53

10 A. Correct, or until the moment my Swiss 17:11:09

11 lawyers get involved and manage to save me from this. 17:11:17

12 If it doesn't happen, then what expects me in 17:11:25

13 Kazakhstan, it would be death for sure. 17:11:32

14 MR KENNEY: Let me turn to another area. 17:11:39

15 Have you ever travelled to the state of New York in 17:11:44

16 the United States? 17:11:46

17 A. Yes, I was in New York. 17:11:58

18 Q. Do you remember the year? 17:11:59

19 A. 2001. 17:12:06

20 Q. And what was the purpose of the trip? 17:12:07

21 A. That was a delegation from the city of 17:12:13

22 Almaty, which visited the city of Tucson in the state 17:12:16

23 of Arizona. That is our sister city, the sister city 17:12:24

24 of Almaty. So we made a stopover in New York just to 17:12:31

25 have a look at New York. 17:12:40

1 Q. And how long were you in New York? 17:12:42

2 A. Two days max. 17:12:45

3 Q. Were you in the city of New York or 17:12:47

4 elsewhere in the state of New York? 17:12:49

5 A. City of New York only. 17:13:02

6 Q. And am I correct that the purpose of the 17:13:03

7 trip was acting on behalf of the Kazakhstan 17:13:06

8 government? 17:13:09

9 MR SCHWARTZ: Objection. 17:13:15

10 A. Correct. I was the head of the 17:13:21

11 delegation. 17:13:22

12 MR KENNEY: And was it from the country of 17:13:23

13 Kazakhstan or just from the city of Almaty? 17:13:25

14 A. From the city of Almaty. 17:13:32

15 Q. Because you were visiting your sister 17:13:34

16 city? 17:13:39

17 A. Correct. 17:13:41

18 Q. And in New York is it fair to say you 17:13:42

19 were acting as a tourist? 17:13:44

20 A. Yes, but for one thing. The ambassador 17:13:57

21 of Kazakhstan to the United States was escorting me. 17:14:02

22 So he was escorting me round. So we together with him 17:14:10

23 went up to the 55th floor of the World Trade Centre, 17:14:25

24 those famous two towers. So we were discussing with 17:14:28

25 the Director General of World Trade Organisation the 17:14:40

1 prospects of Kazakhstan joining the World Trade
2 Organisation.

3 Q. Do you remember the month in 2001?

4 A. It was on 26th July 2001. So I was
5 unable to resist the temptation and asked the
6 ambassador to go with me on the top of the building to
7 have a Manhattan view. I was standing on the roof of
8 one of the two towers looking at the other that had
9 a huge antenna on top of it and it was a complete
10 beauty, and then on 11th September this dramatic thing
11 happened when we were all watching TV. I was watching
12 the tower slowly going down with an antenna on top of
13 it and that was exactly the antenna I was watching
14 from the top of the other, and it was only, say,
15 a month after I was on top of one of these towers. So
16 I just imagined that I could have been that chosen on
17 that moment.

18 So I -- I would add to this while we are
19 discussing when this happened in the States, I as a
20 Mayor of Almaty made arrangements to increase security
21 and safety measures at the perimeter of the US
22 Embassy. Larry Nepper was the US ambassador in Almaty
23 at that time. So he approached me in order to get
24 a permit in put metal blocks, huge metal valves,
25 around the perimeter of the embassy.

1 Q. It must have been a great shock for you. 17:17:48

2 A. Absolutely. 17:17:52

3 Q. And you learned certain things from it 17:17:53

4 which you implemented in Almaty. That is very 17:17:55

5 interesting. 17:17:57

6 A. Correct. In one day I fulfilled all the 17:18:11

7 procedure to give this permit to Larry Nepper. 17:18:13

8 I summoned the heads of the Land Committee, 17:18:19

9 Architecture Committee. 17:18:22

10 Q. So now I want to keep you in New York 17:18:25

11 for a minute, if you don't mind. 17:18:26

12 A. Thank you for that. 17:18:33

13 Q. When you were in New York, you didn't 17:18:34

14 conduct any business of any kind, albeit political or 17:18:35

15 diplomatic? 17:18:39

16 A. But for this discussion with the 17:18:54

17 Director General of the WTO -- 17:18:56

18 Q. Right. 17:18:59

19 A. -- when we were discussing prospects of 17:18:59

20 Kazakhstan accessing to WTO. 17:19:02

21 Q. Yes. So you were talking about on 17:19:05

22 behalf -- you were talking about doing something 17:19:09

23 that's good for Almaty -- right -- politically and 17:19:10

24 internationally? 17:19:14

25 A. Correct. 17:19:26

1 Q. And then do you go from there to -- let
2 me withdraw that.

3 Did you stop in Washington DC on this trip?

4 A. I can't remember. I was in Washington
5 back in 1995 when I used to be the Minister of Energy.
6 No, no, no. I'm completely wrong. Yes, we did went
7 to Washington, because at that very period the
8 ambassador was inaugurating a new building of our
9 embassy in Washington DC. So I was a part of this
10 inauguration procedure, inauguration of the new
11 building of Kazakhstan in Washington DC.

12 Q. And did you do anything else in
13 Washington that you can recall besides attend the
14 opening of the embassy?

15 A. Together with the ambassador we drove to
16 a neighbouring town where he made arrangements for
17 a meeting with five to six senators. So it was a kind
18 of private chat we had, refreshments brought. So we
19 were discussing politically just the state of affairs
20 in Kazakhstan. That's it. That's all I did in
21 Washington.

22 Q. Did you go -- do you remember if you
23 went from New York to Washington and then to Tucson,
24 Arizona?

25 A. Correct.

1 Q. And did you stop any place else in the 17:21:48
2 United States during that trip? 17:21:50

3 A. No. We flew to the airport at Phoenix 17:21:59
4 and then in Phoenix we took cars and we drove up to 17:22:06
5 Tucson and then we flew back from Phoenix. We flew 17:22:12
6 back to Kazakhstan. 17:22:21

7 Q. When you were in -- when you were in 17:22:24
8 Phoenix, am I correct that you attended some 17:22:25
9 celebrations as with -- as with your sister city? Let 17:22:29
10 me withdraw that. 17:22:40

11 When you were in Tucson -- yes -- when you 17:22:41
12 were in Tucson, did you attend certain events and 17:22:47
13 celebrations in honour of the relationship between the 17:22:49
14 two cities? 17:22:52

15 A. Correct. The Mayor of Tucson organised 17:23:07
16 an event. There were many people who knew Kazakhstan 17:23:10
17 very well, who were helping handicapped people, 17:23:21
18 sending garments, you name it. They were sending 17:23:28
19 sewing machines, necessary tools for the enterprises 17:23:35
20 employing handicapped people to be able to work. 17:23:40
21 I must say that it was a very warm welcome and I do 17:23:44
22 remember these friendly people. I was ecstatic about 17:23:51
23 it. 17:23:57

24 Q. Now you flew then from Tucson to Almaty. 17:23:58
25 Is that correct? 17:24:02

1	A. This I cannot tell.	17:24:12
2	Q. Did you go back to Phoenix and fly	17:24:14
3	perhaps?	17:24:16
4	A. I can't tell. Maybe we flew direct to	17:24:22
5	New York, then took a plane to go to Europe, then from	17:24:26
6	somewhere in Europe we flew back to Kazakhstan.	17:24:35
7	Q. So you were flying commercial planes.	17:24:39
8	Is that correct?	17:24:41
9	A. Sure.	17:24:45
10	Q. So you weren't flying Kazakhstan's	17:24:45
11	official air or anything like that?	17:24:47
12	MR SCHWARTZ: Objection.	17:24:50
13	A. No, just a regular airline.	17:24:55
14	MR KENNEY: So following -- following that	17:25:00
15	trip, have you been in the state of New York at any	17:25:02
16	time since then?	17:25:05
17	A. No, never.	17:25:14
18	Q. Have you been in the United States any	17:25:14
19	time after July?	17:25:17
20	A. No, I have not --	17:25:24
21	Q. Do you have any business --	17:25:26
22	A. -- unfortunately.	17:25:27
23	Q. We'll welcome you back.	17:25:29
24	A. Thank you for that.	17:25:32
25	Q. We'll welcome you back in the future.	17:25:35

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1	A. Thank you very much.	17:25:38
2	Q. Do you have any businesses in the United	17:25:40
3	States?	17:25:41
4	A. No.	17:25:50
5	Q. Do you have any bank account in the	17:25:50
6	United States or in the state of New York?	17:25:52
7	A. No.	17:26:01
8	Q. Do you own any real estate in the state	17:26:01
9	of New York?	17:26:04
10	A. No.	17:26:10
11	Q. Would that include -- do you have any	17:26:11
12	homes in New York?	17:26:13
13	A. No.	17:26:15
14	Q. Do you have any property in New York?	17:26:15
15	A. No. I live here.	17:26:26
16	Q. Do you have any contact in New York	17:26:27
17	other than perhaps with your family in California on	17:26:28
18	WhatsApp?	17:26:32
19	MR SCHWARTZ: Objection.	17:26:34
20	A. No. Apart from my relatives nobody	17:26:46
21	else.	17:26:51
22	MR KENNEY: Okay. Thank you. Excuse me	17:26:52
23	a minute.	17:26:59
24	Could you remind me what is your	17:27:18
25	relationship with Gennady Peletin (sic) -- Petelin?	17:27:21